



CITY OF BOSTON • MASSACHUSETTS

OFFICE OF THE MAYOR
THOMAS M. MENINO

October 19, 2010

TO THE CITY COUNCIL

Dear Councilors:

I submit herewith and recommend that you approve an Order to declare surplus the temporary and permanent easement areas taken by the Boston Redevelopment Authority and to transfer the care, custody, management, and control of said easements to the Public Facilities Commission:

The temporary and permanent easement areas on vacant land owned by Harrison Supply Co., Inc. located at 1003 Harrison Avenue, Roxbury District, Boston (Ward 8, Parcel 02445000) containing 329 square feet (permanent easement) and 302 square feet (temporary easement)

I recommend the adoption of this Order by your Honorable Body.

Sincerely,

Thomas M. Menino
Mayor of Boston

CITY OF BOSTON

IN CITY COUNCIL

ORDER DECLARING EASEMENTS TAKEN BY THE BOSTON REDEVELOPMENT AUTHORITY AS SURPLUS AND TRANSFERRING CARE, CUSTODY, MANAGEMENT AND CONTROL OF SAID LAND TO THE PUBLIC FACILITIES COMMISSION

WHEREAS, the Boston City Council passed an Order on August 23, 2006, declaring 20 Eustis Street, Roxbury surplus and transferred the care, custody, management and control to the Public Facilities Commission; and

WHEREAS, the Boston City Council passed an Order on April 28, 2010, authorizing Historic Boston, Inc., to erect an addition to the Eustis Historic Fire Station owned by the City of Boston, located at 20 Eustis Street in the Roxbury District of Boston; and

WHEREAS, Historic Boston's rehabilitation of the Eustis Fire Station and the construction of the rear addition require access rights over land owned by Harrison Supply Co., Inc, during construction and also permanent rights for a walkway, eaves and downspout area; and

WHEREAS, Historic Boston requested that the Boston Redevelopment Authority take certain easement so that Historic Boston can close on the financing of the Eustis Fire Station project and begin construction; and the Boston Redevelopment Authority on August 17, 2010 authorized the establishment of a Plan to allow for the taking; and on September 21, 2010, has taken certain temporary and permanent easements areas for the Eustis Street Firehouse rehabilitation, on property owned by Harrison Supply Co., Inc located at 1003 Harrison Avenue, Boston; and

WHEREAS, the Boston Redevelopment Authority has transferred said easements to the City of Boston acting by and through its Public Facilities Commission; and

WHEREAS, the Public Facilities Commission, acting by the Department of Neighborhood Development, on October 14, 2010, voted to accept a deed of permanent and temporary easement from the Boston Redevelopment Authority regarding the land located at 1003 Harrison Avenue, Roxbury District, Boston (ward 08, parcel 02445000), containing 329 square feet (permanent easement) 302 square feet (temporary easement) as shown on the plan entitled "Boston Redevelopment Authority Taking Plan, No. 20 Eustis Street, Boston (Roxbury District) MA prepared by Harry R. Feldman, Inc. Professional Land Surveyors, dated September 21, 2010"; and

WHEREAS, the Public Facilities Commission acting by the Department of Neighborhood Development has determined that the land is not needed by the Department, it is hereby

ORDERED: that the easements on land located at 1003 Harrison Avenue, Roxbury (Ward 8, Parcel 02445000) are hereby found to be surplus within the meaning of St. 1909, c. 486 § 31B (as appearing in St. 1966, c. 642 § 12) and the care, custody, management and control thereof is hereby transferred to the Public Facilities Commission

**I HEREBY CERTIFY THAT
THE FOREGOING, IF PASSED IN
THE ABOVE FORM, WILL BE IN
ACCORDANCE WITH LAW.**


**WILLIAM F. SINNOTT
CORPORATION COUNSEL** SPN